

BEFORE THE
POSTAL REGULATORY COMMISSION
WASHINGTON, D.C. 20268-0001

In the Matter of:

East Akron Station
Akron, OH 44305-9998
(Paul J. Connor and Shirley
Strader, Petitioners)

Docket No. A2011-16

**RESPONSE OF UNITED STATES POSTAL SERVICE TO CITY OF AKRON,
OHIO'S SUPPLEMENTAL MOTION TO EXTEND THE DEADLINE FOR
PETITIONER AND CITY OF AKRON, OHIO TO FILE
FORM 61 AND/OR AN INITIAL BRIEF
(June 21, 2011)**

On June 20, 2011, the City of Akron, Ohio ("Movant") filed a supplemental motion in this docket to extend the deadline for Petitioner and City of Akron, Ohio to File Form 61 and/or an Initial Brief. The United States Postal Service (Postal Service) takes no position on the Movant's Supplemental Motion. However, the Postal Service respectfully disagrees with the Movant's representation that a district court ordered the Postal Service to produce the administrative record in this docket. Counsel for the Postal Service does not understand the proceedings before the court to have led to the issuance of any such order. Instead, as indicated in the attached marginal entry order dated June 17, 2011, the District Court denied the Movant's Motion for Temporary Restraining Order and Preliminary Injunction in its entirety.

Respectfully submitted,

UNITED STATES POSTAL SERVICE
By its attorneys:

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Chief Counsel, Global Business

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June 21, 2011

Motion denied. The Court's formal Opinion will follow.

/s/ John R. Adams

U.S. District Court

6/17/2011

DANIEL M. HARRIGAN

2011 JUN 14 AM 9:57

IN THE COURT OF COMMON PLEAS

SUMMIT COUNTY, OHIO

SUMMIT COUNTY
CLERK OF COURTS

CITY OF AKRON, OHIO

Case No. 2011 06 3187

Plaintiff,

)

JUDGE: ASSIGNED TO JUDGE GALLAGHER

vs.

)

THE UNITED STATES POSTAL
SERVICE,

)

**PLAINTIFF'S MOTION FOR
TEMPORARY RESTRAINING
ORDER AND PRELIMINARY
INJUNCTION**

Defendant

)

Pursuant to Rule 65(a) of the Ohio Rules of Civil Procedure, Plaintiff, City of Akron, Ohio hereby moves this Court to enter a Temporary Restraining Order immediately restraining the Defendant, its officers, agents, servants, employees, and/or attorneys from permanently closing the Akron-East post office located at 1763 Goodyear Blvd in Akron, Ohio on June 17, 2011 at the close of business.

The Temporary Restraining Order is necessary to prevent the irreparable harm that will befall the City of Akron, Ohio when the Akron-East post office closes prior to the completion of an appeal pending before the Postal Regulatory Commission. 11-cv-01231-JRA Doc #: 1-2 Filed: 06

Government
Exhibit B